

# United States Court of Appeals For the First Circuit

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No. 18-8014

IN RE: THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO, AS REPRESENTATIVE FOR THE COMMONWEALTH OF PUERTO RICO; THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO, AS REPRESENTATIVE FOR THE PUERTO RICO HIGHWAYS AND TRANSPORTATION AUTHORITY; THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO, AS REPRESENTATIVE FOR THE PUERTO RICO ELECTRIC POWER AUTHORITY (PREPA); THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO, AS REPRESENTATIVE FOR THE PUERTO RICO SALES TAX FINANCING CORPORATION, a/k/a Cofina; THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO, AS REPRESENTATIVE FOR THE EMPLOYEES RETIREMENT SYSTEM OF THE GOVERNMENT OF THE COMMONWEALTH OF PUERTO RICO

Debtors

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AURELIUS INVESTMENT, LLC; AURELIUS OPPORTUNITIES FUND, LLC; LEX CLAIMS, LLC

Petitioners

v.

COMMONWEALTH OF PUERTO RICO; PUERTO RICO FISCAL AGENCY AND FINANCIAL ADVISORY AUTHORITY; FINANCIAL OVERSIGHT AND MANAGEMENT BOARD; UNITED STATES; AD HOC GROUP OF GENERAL OBLIGATION BONDHOLDERS; AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES; OFFICIAL COMMITTEE OF RETIRED EMPLOYEES OF THE COMMONWEALTH OF PUERTO RICO; OFFICIAL COMMITTEE OF UNSECURED CREDITORS; CYRUS CAPITAL PARTNERS, L.P.; TACONIC CAPITAL ADVISORS, L.P.; WHITEBOX ADVISORS LLC; SCOGGIN MANAGEMENT LP; TILDEN PARK CAPITAL MANAGEMENT LP; ARISTEIA CAPITAL, LLC; CANYON CAPITAL ADVISORS, LLC; DECAGON HOLDINGS 1, LLC; DECAGON HOLDINGS 2, LLC; DECAGON HOLDINGS 3, LLC; DECAGON HOLDINGS 4, LLC; DECAGON HOLDINGS 5, LLC; DECAGON HOLDINGS 6, LLC; DECAGON HOLDINGS 7, LLC; DECAGON HOLDINGS 8, LLC; DECAGON HOLDINGS 9, LLC; DECAGON HOLDINGS 10, LLC; FIDEICOMISO PLAZA; JOSE F. RODRIGUEZ-PEREZ; ARISTEIA HORIZONS, LP; CRS MASTER FUND, L.P.; CANERY SC MASTER FUND, L.P.; CRESCENT 1, L.P.; CYRUS OPPORTUNITIES

MASTER FUND II, LTD.; CYRUS SELECT OPPORTUNITIES MASTER FUND, LTD.;  
CYRUS SPECIAL STRATEGIES MASTER FUND, L.P.; GOLDEN TREE ASSET  
MANAGEMENT LP; MERCED CAPITAL, L.P.; MERCED PARTNERS IV, L.P.; MERCED  
PARTNERS LIMITED PARTNERSHIP; MERCED PARTNERS V, L.P.; OLD BELLOWS  
PARTNERS LLP; PANDORA SELECT PARTNERS, L.P.; RIVER CANYON FUND  
MANAGEMENT, LLC; SB SPECIAL SITUATION MASTER FUND SPC; SCOGGIN  
INTERNATIONAL FUND, LTD.; SCOGGIN WORLDWIDE FUND LTD.; SEGREGATED  
PORTFOLIO D; TACONIC MASTER FUND 1.5 LP; TACONIC OPPORTUNITY MASTER  
FUND LP; TILDEN PARK INVESTMENT MASTER FUND LP; VARDE CREDIT  
PARTNERS MASTER, LP; VARDE INVESTMENT PARTNERS OFFSHORE MASTER, LP;  
VARDE INVESTMENT PARTNERS, LP; VARDE SKYWAY MASTER FUND, LP;  
WHITEBOX ASYMMETRIC PARTNERS, L.P.; WHITEBOX INSTITUTIONAL  
PARTNERS, L.P.; WHITEBOX MULTI-STRATEGY PARTNERS, L.P.; WHITEBOX TERM  
CREDIT FUND I L.P.

Respondents

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**JUDGMENT**

Entered: August 16, 2018

Consistent with our August 15, 2018 order, the petition for permission to appeal is granted, and the appeal shall proceed under No. 18-1671. All papers filed in Appeal No. 18-8014 will be treated as if also filed in Appeal No. 18-1671.

By the Court:

/s/ Margaret Carter, Clerk

cc:

Hon. Laura Taylor Swain  
Frances Rios de Moran, Clerk, United States District Court for the District of Puerto Rico  
Helgi C. Walker  
Theodore B. Olson  
Matthew D. McGill  
Luis A. Oliver-Fraticelli  
Katarina Stipeć Rubio  
Jeremy Max Christiansen  
Lucas Townsend  
Lochlan Francis Shelfer  
Wandymar Burgos-Vargas  
Hermann D. Bauer-Alvarez  
Timothy William Mungovan  
Donald B. Verrilli Jr.  
Susana I. Penagaricano Brown

Carla Garcia-Benitez  
Ubaldo M. Fernandez  
Chantel L. Febus  
Michael R. Hackett  
Stephen L. Ratner  
Margaret Antinori Dale  
Mark David Harris  
Martin J. Bienenstock  
Ehud Barak  
Daniel J. Perez Refojos  
Michael Luskin  
Stephan E. Hornung  
Chad Golder  
Julia D. Alonzo  
Bradley R. Bobroff  
Lucia Chapman  
Michael A. Firestein  
Paul V. Possinger  
Lary Alan Rappaport  
Scott Rutsky  
Steven O. Weise  
Maja Zerjal  
Ginger D. Anders  
William D. Dalsen  
Peter D. Doyle  
Adele M. El-Khoury  
Carl Forbes Jr.  
Jeffrey W. Levitan  
Kevin J. Perra  
Jennifer L. Roche  
Brian S. Rosen  
Chris Theodoridis  
Jared D. Zajac  
Sarah G. Boyce  
Gregg M. Mashberg  
Rachel G. Miller Ziegler  
Guy Brenner  
Andres W. Lopez  
Walter Dellinger  
Peter M. Friedman  
Randall Oppenheimer  
John J. Rapisardi  
Suzanne Uhland  
William J. Sushon  
Jean Lin  
Mariana E. Bauza Almonte

Matthew J. Troy  
Cesar A. Lopez-Morales  
Michael J. Quinn  
Ruth A. Harvey  
Jonathan E. Jacobson  
Jose Ramon Rivera-Morales  
Lawrence S. Robbins  
Richard A. Rosen  
Mark Stancil  
Donald Burke  
Ariel N. Lavinbuk  
Gary A. Orseck  
Kyle J. Kimpler  
Andres F. Pico-Ramirez  
Walter Rieman  
Andrew N. Rosenberg  
Kathryn S. Zecca  
Karen R. Zeituni  
Manuel A. Rodriguez Banchs  
Sharon L. Levine  
Dipesh Patel  
Judith E. Rivlin  
Teague P. Paterson  
Matthew S. Blumin  
Antonio Juan Bennazar-Zequeira  
Ian Heath Gershengorn  
Richard B. Levin  
Lindsay C. Harrison  
Robert D. Gordon  
Catherine Steege  
Melissa M. Root  
William Dreher  
Diana M. Batlle-Barasorda  
Juan J. Casillas-Ayala  
Luc A. Despins  
Alberto Juan Enrique Aneses-Negron  
Georg Alexander Bongartz  
Andrew V. Tenzer  
Michael E. Comerford  
Ericka C. Montull-Novoa  
Sylvia M. Arizmendi-Lopez de Victoria  
Rafael Escalera-Rodriguez  
Charles J. Cooper  
Fernando Van Derdys  
Eric Kay  
Eric Winston

Carlos R. Rivera-Ortiz  
Susheel Kirpalani  
David Michael Cooper  
Gustavo Adolfo Pabon-Rico  
Howard C. Nielson Jr.  
Haley N. Proctor  
Daniel Salinas  
Kate Scherling  
Michael W. Kirk  
John Ohlendorf